

Permit Exemptions

Update

Rule Update

- Exemption from all permitting and (separate) construction permits exemption
- Rule for hearing approval at April 2006 NRB meeting
- 3 hearings in June 2006 (if approved)
- If approved, to NRB for adoption in August 2006

NSR exemptions

- Process exemptions as revisions, likely significant
 - Applies to less than 10 TPY projects (criteria pollutants)
 - Require monitoring under NR 439.055 until permit is issued
 - Require an application for an operation permit prior to undertaking construction (currently required in NR 407)

NSR Exemptions

- Other issues/caveats
 - Cannot be subject to NR 405, NR 408, new MACT, new NSPS
 - Facility must request exemption and permit revision prior to undertaking the project
 - No exceedance of ambient standards
 - 10 TPY exemption based on project (all affected units) actual emissions and not per unit exemption

NSR Exemptions

- Proposed exemption fee
 - \$800 for any project, same as Research and Testing fee
 - Ensure project meets all exemption criteria
 - No wait for review

Permit exemptions

- Available for facility with less than 10 TPY actual emissions
- Exempt from operation permits and construction permits
- Need a permit in order to exceed 10 TPY
- Submit annual request to claim this exemption
- Recordkeeping/enforceability

Permit exemption

- Exemption claim
 - Letter/form/AEI report to Department claiming
 - Agree to monitor control devices
 - Agree to keep appropriate records (I.e. fuel usage/capacity, coating usage, control equipment operation parameters,...)

LACT exemption from NSR

- Language included in draft
 - Propose to exempt from NSR changes to LACT which do not increase potential VOC emissions
 - Will likely require significant operation permit revision

Clean fuel exemption

- Allow switching/incorporation of a clean fuel (natural gas/propane/low-sulfur #2 oil) without obtaining a construction permit
- Likely to be significant operation permit revision
- Size cut-off for boilers proposed as 10MMBTU/hr for change to #2 oil and 25 MMBTU/hr for change to nat. gas/propane